

# ***NEWS RELEASE***

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***OFFICE OF THE UNITED STATES ATTORNEY  
SOUTHERN DISTRICT OF CALIFORNIA  
San Diego, California***

***United States Attorney  
Carol C. Lam***

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***For Immediate Release***

**NEWS RELEASE SUMMARY** - March 10, 2006

United States Attorney Carol C. Lam announced that United States District Court Judge Dana M. Sabraw today sentenced Ricky Dale Fenney in federal district court in San Diego to serve 37 months in prison. Fenney pled guilty in December 2005 to a felony Information charging him with wire fraud. The Court pronounced sentence after an emotionally-charged hearing in which four victims of the fraud testified both for and against Fenney. Fenney was also ordered to serve three years of supervised release, and to pay restitution in the amount of \$2,064,986.

The charges against Fenney resulted from his activities as an investment counselor from approximately 2001 to 2004. In connection with his plea, Fenney admitted that he solicited individuals to invest money in a hedge fund, operated by Fenney-McLean Capital Group, Inc., TD Capital Group L.P., and RF Capital Partners, L.P., companies formed by Fenney in 2001. Fenney also admitted that he failed to disclose to his investors that his funds were losing money as early as 2001, and that he continued to solicit

investors without disclosing the losses to them. Fenney also admitted that he sent periodic false and misleading updates to his investors through electronic mail. The investors collectively lost more than two million dollars.

**DEFENDANT**

**Criminal Case No. 05cr2281-WQH**

Ricky Dale Fenney

**SUMMARY OF CHARGES**

Title 18, United States Code, Section 1343 (Wire Fraud)

**PARTICIPATING AGENCY**

Federal Bureau of Investigation